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Dated: July 25, 2005

Signature:   
(Mary Jane DiPalma)

Docket No.: ASZD-P01-708  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Abrahmsen et al.

Application No.: 10/516423

Confirmation No.: 3007

Filed: November 29, 2004

Art Unit: Not Yet Assigned

For: IMMEDIATE RELEASE PHARMACEUTICAL  
FORMULATION

Examiner: Not Yet Assigned

### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

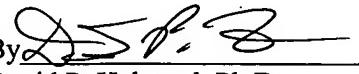
Dear Sir:

In response to the Notification of Missing Requirements mailed June 24, 2005 (copy enclosed) Applicants respectfully submit a Combined Declaration and Power of Attorney, a Supplemental Application Data Sheet, a Preliminary Amendment, and payment of the surcharge under 37 CFR 1.492(e).

Please charge our Deposit Account No. 18-1945 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.492(e). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. ASZD-P01-708. A duplicate copy of this paper is enclosed.

Dated: July 25, 2005

Respectfully submitted,

By   
David P. Halstead, Ph.D.

Registration No.: 44,735  
FISH & NEAVE IP GROUP  
ROPES & GRAY LLP  
One International Place  
Boston, Massachusetts 02110-2624  
(617) 951-7000  
(617) 951-7050 (Fax)  
Attorneys/Agents For Applicant

07/28/2005 ATRAN1 00000097 181945 10516423  
01 FC:1617 130.00 DA

Rec'd PCT/PTC 25 JUL 2005

PTO/SB/17 (12-04v2)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

<p style="text-align: center;"><b>Effective on 12/08/2004.</b>  <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b></p> <p style="text-align: center;"><b>FEE TRANSMITTAL</b>  <b>For FY 2005</b></p>		<b>Complete if Known</b>	
		Application Number	10/516423
		Filing Date	November 29, 2004
		First Named Inventor	Susanna Alami Abrahmsen
		Examiner Name	Not Yet Assigned
		Art Unit	Not Yet Assigned
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	
<b>TOTAL AMOUNT OF PAYMENT</b>		(\$ ) 130.00	
		ASZD-P01-708	

**METHOD OF PAYMENT** (check all that apply)

Check    Credit Card    Money Order    None    Other (please identify): \_\_\_\_\_

Deposit Account   Deposit Account Number: 18-1945   Deposit Account Name: \_\_\_\_\_   Ropes & Gray LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s), under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

#### **FFF CALCULATION**

## **1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	FILING FEES		SEARCH FEES		EXAMINATION FEES		<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

## **2. EXCESS CLAIM FEES**

**Fee Description**

**Each claim over 20 (including Reissues)**

Each independent claim over 3 (including Reissues)

#### **Multiple dependent claims**

<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>
_____	- =	x _____	= _____	<b>Fee (\$)</b> _____ <b>Fee Paid (\$)</b> _____
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	_____
_____	- =	x _____	= _____	_____

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### 3 APPLICATION SIZE EEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**4. OTHER FEE(S)**

**Non-English Specification \$130 fee (no small entity discount)**

Other (e.g. late filing surcharge): 1051 Surcharge-Late oath or declaration

SUBMITTED BY		Registration No. (Attorney/Agent)	Telephone
Signature		44,735	(617) 951-7615
Name (Print/Type)	David P. Halstead, Ph.D.	Date	July 25, 2005

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Dated: July 25, 2005

Signature: Mary Jane DiPalma (Mary Jane DiPalma)



Rec'd PCT/PTO 25 JUL 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/516,423	Susanna Abrahmsen Alami	ASZD-P01-708

28120  
 FISH & NEAVE IP GROUP  
 ROPES & GRAY LLP  
 ONE INTERNATIONAL PLACE  
 BOSTON, MA 02110-2624

Ropes & Gray

JUN 27 2005

Intellectual Property Dept.

INTERNATIONAL APPLICATION NO.

PCT/SE03/00857

I.A. FILING DATE	PRIORITY DATE
05/27/2003	05/31/2002

CONFIRMATION NO. 3007

371 FORMALITIES LETTER



\*OC000000016259441\*

Date Mailed: 06/24/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 11/29/2004
- Copy of the International Search Report filed on 11/29/2004
- Copy of IPE Report filed on 11/29/2004
- U.S. Basic National Fees filed on 11/29/2004
- Priority Documents filed on 11/29/2004

Ropes & Gray

Symbol #: ASZD-P01-708

Action Due: Response to OA

Deadline(s): 24 Aug 2005 / 24 Jan 2006

jb

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

INDIA L EVANS

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Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/516,423	PCT/SE03/00857	ASZD-P01-708

FORM PCT/DO/EO/905 (371 Formalities Notice).